
TANGANYIKA

LAW

SOCIETY

2022/2023

ANNUAL REPORT



MESSAGE FROM THE PRESIDENT

Esteemed members,

It is a privilege and pleasure to present to you this report covering the Governing Council tenure 2022 – 2023. It has been a fulfilling and successful year for the Tanganyika Law Society. I am proud of the achievements TLS has accomplished in serving its members, promoting good governance and the rule of law as well as enhancing access to justice.

We spent the better part of 2022 promoting legislative and regulatory reforms to create conducive environment for establishing running media houses, for doing business, and for operating civil society organizations. In addition, we have significantly contributed to the ongoing debates on legal reforms for political and democratic space.

Our policy of constructive engagement has enabled a meaningful engagement of TLS in matters of great national importance such as the criminal justice reform and democratic reforms. There were several consultative and engagement meetings with the Parliament, the Judiciary and the executive branches of government including the Office of the President of the United Republic of Tanzania, Ministry of Constitution and Legal Affairs, Ministry of Community Development, the Office of the Attorney General, Ministry of Community Development, Gender, Women and Special Groups, Ministry of Finance, and the Office of the Registrar of Political Parties.

On the international front, TLS continued to strengthen ties and collaboration with sister bar associations at regional and international level. We have improved our engagement with the East African Law Society and collaborated with the Bar Council of England and Wales to jointly organize two-days symposium to discuss legal issues such as crimes and financial regulation, international commercial law, independence of the Judiciary and the Bar, and International Commercial Arbitration and ADR.

We have implemented the 2022 AGM resolution to review TLS Strategic Plan 2020 – 2023. In the review process, we observed a great mismatch between objectives in the TLS strategic plan and those in the TLS Act and worked to rectify them. The reviewed strategic plan is tabled in this AGM for your review and comments.

As we look forward to the effective implementation of our reviewed strategic plan, I take this opportunity to congratulate the person who will lead the execution of the strategic plan our new Executive Director, Ms. Mariam Othman. She was confirmed as the new TLS Executive Director by the Governing Council in April, 2023 following the retirement of former TLS Executive Director Kaleb Gamaya. The Governing Council wishes Ms. Othman good health and success on her new role.

Edward G. Hoseah
The President



FROM THE EXECUTIVE DIRECTOR DESK

Dear members,

I am excited and honored to be appointed to serve as the new Executive Director of the Tanganyika Law Society. I am so thankful to the Governing Council for the trust they have placed on me to lead TLS as the Executive Director.

I recognize I have a lot to accomplish and I intend to invest time and attention to make a difference and fulfill your expectations. My goal as the new Executive Director is to preserve the incredible work this organization has done over the years to protect rule of law, enhancing access to justice, and serving members.

I know I have your support to continue doing what TLS is mandated to do as per objectives in the TLS Act. I am committed to ensuring that we use TLS resources efficiently and effectively to achieve greater impact in what we do. No matter how we evolve, under my leadership as the Executive Director, my number one goal will always be to put members welfare and public interest as the core agenda in our activities.

As members of TLS, I want to inform you that my door is always open for you. I plan to do a lot of listening to you to better understand where TLS needs to be from the perspective of its members.

I am excited about TLS future and welcome you to join on the journey ahead.

Mariam Othman
Executive Director

DEPARTED COLLEAGUES

The Governing Council of the Tanganyika Law Society mourns the passing on of its twenty-three (23) members who passed away during the reporting period. The Council shares with the bereaved family and TLS colleagues the feeling of great loss and the moment of deep sorrow.

Below is the list of our departed members who passed away during the reporting period.

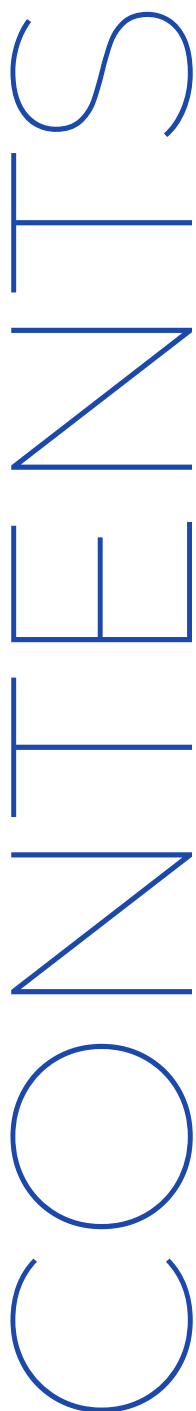
SN	Name	ROLL NUMBER	DATE OF DIRTH
1	NICHOLA OBEL MWAKASE GE	560	23/1/2022
2	ABDI ALLY KINGUJI	340	26/1/2022
3	ANGELA PAUL	5140	1/2/2022
4	JOHN LAMECH NYABINYIR I	5075	11/2/2022
5	MSANIFU KONDO MASUDI	6906	14/2/2022
6	ELCANA THOMAS MOLLEL	9049	16/2/2022

7	EUNICE MICHEAL KAWANGA	4902	3/3/2022
8	CHARLES ALEX	3207	10/3/2022
9	P.M. JONATHAN	398	18/3/2022
10	ADAM JABIR ALLY SHIKAMKONO	1489	19/4/2022
11	ALFRED THOMAS KINGWE	903	8/5/2022
12	YUSUPH KASMIR BWAHAMA	432	20/6/2022
13	SALMA IDDI CHAUREMBO	9731	11/7/2022
14	OSWARD VENANCE KALAMBO	6646	2/8/2022
15	NKONOKI KULWA ITUMBAGIJA	7788	27/8/2022

16	JUSTINE HATUNGIM ANA JUHAN	1036	23/9/2022
17	RONALD ROGATIAN URASSA	3981	3/10/2022
18	AGNES WAINAINA	5167	14/10/2022
19	AMANDUS MWEYUGE	6546	26/10/2022
20	DEOGRATI US MAJALIWA KAJAGE	6337	9/12/2022
21	RUSSUMO SAMSON MBONIMP A	1060	12/12/2022
22	JOHN HAROLD KALIMBA UTAMWA	8093	2/1/2023

MAY THE ALMIGHTY GOD REST THEIR SOULS IN ETERNAL PEACE

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2023 GOVERNING COUNCIL MEMBERS



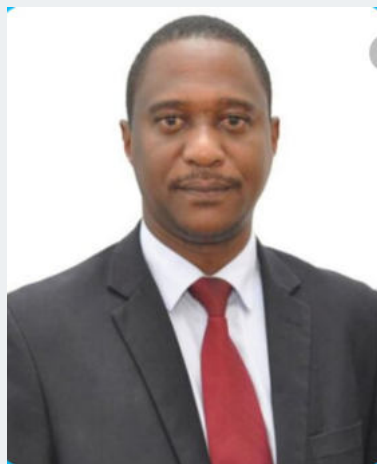
Gloria Kalabamu -
Vice President



Prof. Edward Hosea -
President



Frederick Msumali-
Honorary Treasurer



Lenin Njau
Lake Zone Leader



Edward Heche
Chairperson AYL



Elibariki Maeda
Northern Zone Leader



Ladislaus Rwekaza
Sourther Zone Leader



Tike Mwambipile
Mizizima Zone Leader



John Malya
Bagamoyo Zone Leader



Ally Musa Nkhangaa
Central Zone Leader

ABOUT TLS

Tanganyika Law Society abbreviated as TLS is a statutory professional organization established by an Act of Parliament - the Tanganyika Law Society Ordinance of 1954, currently, the Tanganyika Law Society Act, Cap 307 as amended.

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GC Members

the Tanganyika Law Society is made up of 11 Governing Council Members which are the President and Vice President, the Honorary Treasurer, the Chairperson of the Association of Young Lawyers and Seven Zonal Chapter leaders. the first four make up the Executive Committee of the Governing Council.

14

Committees

In carrying out its activities the GC is assisted by 14 Committees including the Ethics Committee, Constitutional and Legal affairs, Members Welfare, Remuneration and Awards, Gender and HIV/AIDS,

21

Chapters

TLS has 21 chapters covering the Tanzania Mainland with established chapter leadership to carry out the Society mandate

09

Statutory Mandate

- 1.to maintain and improve the standards of conduct and learning of the legal profession in Tanzania;
- 2.to facilitate the acquisition of legal knowledge by members of the legal profession and others;
- 3.to assist the Government, the Courts and the Parliament in all matters affecting legislation, and the administration and practice of the law in Tanzania;
- 4.to represent, protect and assist members of the legal profession in Tanzania as regards conditions of practice and otherwise;
- 5.to protect and assist the public in Tanzania in all matters touching, ancillary or incidental to the law;
- 6.to acquire, hold, develop or dispose of properties of all kinds, whether movable or immovable, and to derive capital or income from them, for all or any of the foregoing objects;
- 7.to raise or borrow money for all or any of the foregoing objects in any manner and upon any security which may from time to time be determined by the Society;
- 8.to invest and deal with moneys of the Society not immediately required in any manner which may from time to time be determined by the Society;
- 9.to do all other things which are incidental or conducive to the attainment of the foregoing objects or any of them.

MEASURING PROGRESS

1. Maintain and improve the standards of conduct and learning of the legal profession in Tanzania;

Towards accomplishing this function the Tanganyika Law Society has engaged in several activities through its members, Committees, Chapters and the Secretariat. TLS has two representatives in the Council for Legal Education which oversee legal education in the country.

1.1 The Review of the Law School of Tanzania on Practical Legal Education

Members of the Tanganyika law Society participated in the review of the organ bears the responsibility in practical legal education in the country for aspiring lawyers by submitting their recommendations to the Committee. Recommendations were made in person appearance to the Committee as well as written comments. Among Committee members Tanganyika Law Society was represented by the Vice president, Ms. Gloria Kalabamu.

1.2 Orientation Seminar to the Prospective Advocates and Admittance of New Advocates to the Bar

On July 06 – 07, 2022 and on November 30, 2022, TLS organized an orientation seminar to 335 and prospective advocates respectively, who successfully petitioned to the Chief Justice to become advocates . Topics covered during the orientation seminar included professional conduct and ethics, TLS operations and issues relating to membership.

A total of 688 new advocates were admitted to the Roll of Advocates in the year 2022 by Chief Justice Prof Ibrahim Juma at the Karemjee Hall in Dar es Salaam on the 8th July and 2nd December, officially become members of the Tanganyika Law Society.



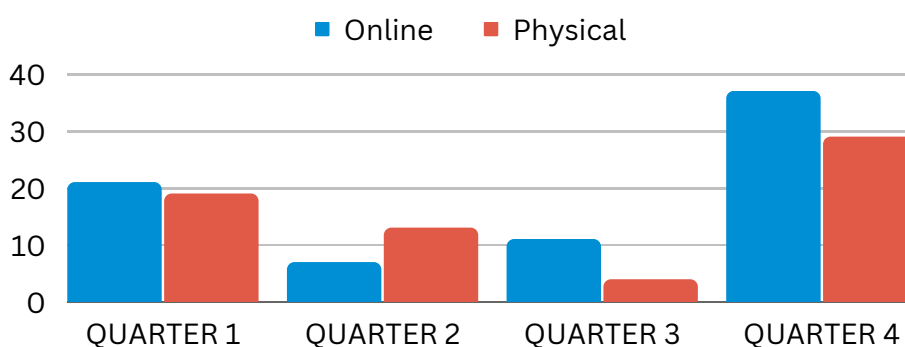
Participants of the orientation seminar to the lawyers whose petition for admittance to Roll of Advocates by the Chief Justice had been approved

2. To facilitate the acquisition of legal knowledge by members of the legal profession and others;

TLS has provided opportunities for members to acquire legal knowledge through its Secretariat, Committees and partners. Members of the Society have played a big role to the Law School of Tanzania and other higher learning institutions in promoting good legal practice in the country.

2.1 Continuous Legal Education for Members

A total of 141 seminars have been provided to members over a range of topics as part of Continuous Legal Education for the year 2022. Members have been encouraged to propose topics for discussion and volunteer to share their legal knowledge with other members. Most seminars were done on line and some were offered by the TLS International Arbitration Centre (TIAC) as well as through Chapters



2.2 Training to Members of TLS Constitution and Legal Affairs Committee and Faith Leaders on Bills Analysis

On 16 and 17 September 2022, TLS organized a training to faith leaders and members of TLS Constitution and Legal Affairs Committee. The objective of the training was to build the capacity of faith leaders and members of TLS Constitution and Legal Affairs Committee in identifying restrictive provisions when commenting on bills the government tables before the Parliament towards becoming law. In addition, the targeted to promote faith leaders participation in democratic processes including making their voices heard when bad laws are enacted. Participants were taken through criteria that determine the good law that protect civic space and human rights and bad laws that infringe people's rights.



Religious leaders and members of TLS Constitutional and Legal Affairs Committee during capacity building training in Dodoma this reporting period

2.3 The Public Dialogue on the Reinstatement of the Constitutional Review Process

On September 24, 2022, TLS hosted a “*Public Dialogue on the Reinstatement of the Constitutional Review Process*” at Lush Garden Hotel in Arusha which was attended by 196 participants. TLS president Professor Edward Hoseah officiated the dialogue which provided a platform for lawyers, TLS members, political analysts, civil society organizations, political parties, private sector, and citizens to reflect around the question of constitutional review process following unsuccessful attempt in 2011 – 2015. Two important subject matters were discussed during the dialogue; these were;

1. The legal framework to reinstate the constitutional review process
2. The interest of civil society, business, interfaith communities, trade unions and the general public as opposed to the politicians’ interests

The dialogue started with a panel discussion for each topic, the panelist in the first topic being advocates Beatus Malima, Iddi Mandi, Dr. Elifuraha Laltaika, and Dr. Rugemeleza Nshala moderated by senior advocate Alute Mughwai. The second topic panelists included advocate Awadhi Ally Said from Zanzibar, Mr. Deus Kibamba, Ms. Ananilea Nkya and Mr. Gratian Mukoba, moderated by advocate Harold Sungusia.

In the opinion of the panelists, the legal framework that governed the constitutional review process (The Constitutional Review Act, 2011, as amended, and the Referendum Act, 2013) were in many ways flawed, including that the Constitutional Review Act, 2011 (as amended) lacked constitutional mandate. Because this law (parliamentary legislation) was attempting to overhaul the mother law (the constitution), it was supposed to go through a referendum process to give it constitutional legitimacy.

Panelist likewise criticized lack of national consensus during the process to enact the Constitutional Review Act as it was tabled before the Parliament under the certificate of urgency, denying stakeholders and the public time to air their views on the draft bill. Due to lack of consensus, the bill faced stiff opposition from the opposition parties.

Another weakness from the legal framework was the excessive powers given to the President of the United Republic of Tanzania (URT) to appoint members of the Constituent Assembly. In addition, the Constituent Assembly was over represented by Members of Parliament and the House of Representatives.

The panelist further observed that the law denied the public and social groups (e.g. pastoralist, smallholder farmers, SMEs, CSOs) the right of adequate representation in the Constituent Assembly. A detailed report about this dialogue is attached together with this report. The report written in Kiswahili. The dialogue report was tabled before the task force on September 30, 2022.

TLS position on the matter is that constitutional reforms is most likely to be successful if its process is characterized by impartiality, consensus, expertise, and adequate public participation. For instance, following citizen participation, through consensus and engagement of expert Kenya was able to get a new constitution in 2010 after unsuccessful attempt in 2005. The same goes similarly for the post-apartheid South African constitution and the 1992 constitution of Ghana.



participants of the dialogue following very closely presentations during public dialogue on the reinstatement of constitutional review process in Tanzania.

2.4 TLS Calls for Lawyers Specialization

On 26 – 27, August 2022, TLS was invited by Stallion Attorneys to participate in the second edition of LAWCon 2022 at the Johari Rotana Hotel in Dar-es-Salaam, Tanzania, Twith the theme based on “The Need for Specialisation and Economic Empowerment.” The event was graced by the Hon. Judge Mgeta of High Court of Tanzania.



on the right participants during the second edition of LAWCon 2022 hosted and on the left are Stallion Attorneys managing partner Shehzada Walli, TLS president Professor Edward G. Hoseah, Hon. Judge Mgeta of the High Court of Tanzania and TLS vice-president Gloria Kalabamu

3. To assist the Government, the Courts and the Parliament in all matters affecting legislation, and the administration and practice of the law in Tanzania;

Through engagement with Government institutions, the Judiciary and the Parliament, TLS has been instrumental in ushering democracy and influencing discussion over legislation, administration and practice of law in Tanzania. TLS members have played a great part in their direct participation and through their comments and challenges to the GC, Chapters and the Secretariat.

Members are encouraged to take more active roles in the Society affairs including responding to activities they have expertise in and generally taking part in relevant Chapter and Committee roles.

3.1 Governing Council's Courtesy Visits to Government Dignitaries

The Governing Council during its induction meeting paid a courtesy visit to the Speaker of the United Republic of Tanzania, Hon. Dr. Tulia Ackson, the Attorney General, Hon. Dr. Eliezer Feleshi, and the Minister in the Ministry of the Constitution and Legal Affairs, Hon. Dr. Damas Ndumbaro, on the 23rd and 24th June, 2022 in Dodoma.

The Honourable Speaker agreed to allocate an office at the Bunge offices so that TLS Committee can use the said office to work together with Bunge officials and parliamentarians on matters relating to bills such as analysis of bills and legal opinion during law making process and committed to offer her time for mentorship program for young lawyers.

The Attorney General of the United Republic of Tanzania pledged to work with TLS on matters relating to law reform and other legal matters that need experts from TLS. His Lordship further advised TLS to have a team that will work with his office on issues of concern to TLS such as amendment of TLS Act, provision of legal aid in chapters, and that the AG office is ready to use private practitioners (TLS practicing members) in case there is a need of legal advice or service in collaboration with state attorneys.

During the courtesy visit to the Minister of the Constitution and Legal Affairs, it was agreed that a team composed of members from TLS and the Minister be formed to work on the TLS issues of concern which can be resolved immediately;

- Conducive working relationship between TLS and Government;
- Maintaining One Bar Association;
- Endorsement of the Government policy on Legal Aid Program to be conducted in all region of the Country and TLS be given fund for implementation of the Legal Aid activities;
- The need of having one National Arbitration Centre; and
- Proposed amendment of the Tanganyika Law society Cap 307.

Taskforce Meeting with the Ministry of Constitution and Legal Affairs

Following the Governing Council's Courtesy visit to the Minister of the Constitution and Legal Affairs on 24th June 2022, it was agreed that a team be formed to work on issues raised by Tanganyika Law Society, which needed to be addressed by the Ministry and to prepare agenda for the courtesy visit to Her Excellency, Samia Suluhu Hassan.

Prior to the team meeting, a taskforce, which consisted of members of TLS Secretariat and officials from the Ministry, convened 20th and 21st July 2022 at the Integrated Justice Centre in Dodoma to work on the issues and prepare agenda for the courtesy meeting with Her Excellency.

Proposed agenda agreed by the taskforce were as follows:

- Kuwasilisha taarifa ya utekelezaji wa maagizo yaliyotokana na Mkutano baina ya Mh. Rais na Uongozi wa Chama cha Mawakili Tanganyika kilichofanyika Ikulu, Chamwino tarehe 11 na 18 Agosti, 2021;
- Fidia ya kiwanja kilichochukuliwa na Serikali kupisha mradi wa kimkakati wa SGR;
- Maombi ya uwezeshaji ili hazina ya mawakili iliyopo iweze kutumika kutoa msaada wa sheria kwa wananchi;
- Kuimarisha ushirikiano baina ya Serikali na mawakili wa kujitegemea; na
- Kutambuliwa kwa Tanzania International Arbitration Centre (TIAC) kisheria kama chombo cha kimataifa cha Usuluhishi na utatuzi wa migogoro.

Recommendations to the Political Stakeholders Task Force

On April 29, 2022, TLS appeared before the Political Stakeholders Task Force and presented recommendations by members on reforms for effective democracy and participation over political activities by Tanzanians. The task force created by the President of the United Republic of Tanzania Her Excellency Samia Suluhu Hassan collected views from various stakeholders on political and democratic sphere in Tanzania. TLS presented on;

- 1.To revive the constitutional review process including amendments to the constitutional review Act and referendum Act
- 2.Amendments of the Police and Auxiliary Services Act to provide maximum guarantee to freedom of assembly.
- 3.To allow private candidates to vie for political posts.
- 4.Legislative reform to allow voting for president irrespective of polling centre where the voter has been registered.
- 5.Legislative and regulatory reform to do away with unopposed candidate by imposing mandatory yes or no votes in such circumstances. Unopposed candidate denies voters the right to vote for the candidate of their choice
- 6.Legal review to allow filing of cases against NEC officials against malpractices.
- 7.Establishment of an independent electoral commission with clear mandate and clear funding mechanism of the commission

3.2 TLS Meeting with the Ministry of Community Development, Gender, Women and Special Groups

TLS held a meeting with the Ministry of Community Development at the ministry's offices in Dodoma on August 31, 2022, with the purpose of discussing legal and regulatory reforms necessary for creating a conducive environment for the NGO sector operations in Tanzania. Participants included the Deputy Permanent Secretary, Ministry of Community Development, the Registrar of NGOs, the Director of Policy and Planning, the Director of Legal Affairs and other 18 senior officials from the Ministry of Community Development.

The issues taken onboard for consideration by the ministry covered;

- the registration of NGOs,
- membership status of non-citizens to local NGOs,
- over-reporting burden of NGOs,
- as well as NGOs representation to NACONGO.

TLS recommended thirteen amendments to the ministry over provisions in the NGO Act out of which the ministry agreed to take onboard only four issues for consideration on legal reforms.

The Deputy Permanent secretary also advised TLS and the Registrar of NGOs to submit TLS recommendations over the issue of non-recognition of NGOs registered in Tanzania Mainland in Zanzibar to the Vice President's Office.

3.3 Review of the PCCB 4 Years Strategic Plan

Upon the invitation by the Tanzania Prevention and Combant of Corruption Bureau (PCCB), TLS along other stakeholders participated in the Information, Communication and Education Strategy 2022/23-2025/26 for PCCB in Feb, 2023. The four year strategy plans to influence perspective as well as engage the citizen on prevention and combating of corrupt practices.



Participants of the Information, Communication and Education Strategy Review for PCCB

3.4 Meeting to the Ministry of Finance on Legal and Regulatory Reforms to Improve the Banking Sub-sector

TLS held a meeting with the Ministry of Finance in Dodoma to present recommendations about legal and regulatory reforms to improve the banking sub-sector and the accounting and auditing profession. TLS was presented by 2 experts of the 15 participants who attended the meeting. TLS presented twenty-two issues for reform in the banking and financial sector and the Ministry agreed to take up the following issues and recommendations for consideration:

1. Resolved to consider the amendment of section 7 of the Patent Act to expressly permit patenting of computer programs and software;
2. Resolved that the Ministry to organize a working session to, among others, discuss further on the TRA's treatment of proceeds of sales of mortgage properties; treatment of banks' bad loans, write offs and other impaired assets on taxation in relation to the BOT's regulations on Management of Risk assets; TRA's treatment of interest in suspense;
3. Agreed that the Ministry should issue an administrative notice to the tax men to address the challenge of the discretionary powers of the taxmen in respect of compliance of section 67(2) of the Tax administration Act concerning banks as an agent in collecting taxes on recovery of taxes from third parties;
4. Agreed on the idea of putting a detailed criteria in the law i.e. section 25(5)(a) and 39(d) of Income Tax Act to guide the taxmen assessment so as to remove the discretionary power of the taxmen during assessment on treatment of bad loans and write-offs.
5. The Ministry took note of the issue on the need to legislate or make regulations that protect banking consumers from certain bankers' practices on credit provision and administration and directed that TLS and the banking sectors' stakeholders to submit proposed amendments of the laws such as consumer protection regulations for government consideration.
6. Recommendations on issues relating to supportive investment policy to local companies investing in foreign territories to be worked on.
7. Resolved and agreed that analytical paper on the need to have an independent professional body of auditors and accountants separate from the NBAA to be prepared. After the analytical paper prepared, a meeting will be convened between the Ministry of Finance and the Auditing and Accounting stakeholders to discuss the paper recommendations and agree a way forward.

3.5 TLS Working Session with District Land and Housing Tribunals

TLS convened with District Land and Housing Tribunals officials sharing experience on effectiveness and challenges in Land Tribunals as a two-day working session held at Jakaya Kikwete Convention Centre in Dodoma on October 6th - 7th, 2022. The session was officiated by the Minister for Land, Housing and Human Settlement Development Ms Angelina Mabula.

3.6 TLS Celebrates 20 Years of CHRAGG

From September 10, 2022 to September 15, 2022, TLS joined more than 38 organizations (state and non-state) to celebrate twenty (20) years since the formation of the Commission for Human Rights and Good Governance (CHRAGG). In celebrating CHRAGG 20 years, participants (civil society organizations and government institutions) exhibited their work relating to human rights protection, promotion. TLS exhibited its human rights works including education and provision of legal aid.



Retired TLS Executive Director, Kaleb Gamaya, Addressing participants during working session with members of DLHTs held in Dodoma

3.7 Bench Bar Meetings

During the reporting period (October – December, 2022), the Bench and the Bar conducted a series of meetings aimed at improving the relationship between the Bench and Bar and discuss matters relating to the administration of Justice in Tanzania. These Bench – Bar Meetings were held at High Court Registry of Shinyanga, Mwanza, Mbeya and Mtwara Chapter



Dodoma Regional Commissioner Hon. Jabir Shekimweri getting briefed about TLS activities when he visited TLS pavilion

3.8 Case Flow Management Meetings

Case Flow Management meetings bring together TLS, Judiciary, National Prosecutions Services, Tanzania Police Force and Tanzania Prisons Service to discuss ways and means of expediting the delivery of justice in criminal cases and progress of other events necessary to move a case from initiation to disposition of adjudication. Matters discussed during Case Flow Management included effects of non-attendance leading to adjournment of cases, unethical conducts of advocates, for instance entering in courts while drunk, and lack of professionalism.

The table below provides a summary of Case Flow Management Meetings TLS participated during the reporting period.

Name of Chapter	Number of Case Flow Management Meetings Attended	Court
Temeke	1	Temeke District Court
Ruvuma	2	One at District Court and the other at Resident magistrate Court
Dodoma	3	Two at High Court Registry and one at Resident Magistrate Court
Tabora	2	All at Resident Magistrate Courts
Kigoma	2	All at Resident Magistrate Court
Shinyanga	2	All at Resident Magistrate Court
Mbeya	1	At High Court Registry, Mbeya
Mtwara	1	At High Court, Mtwara Registry

4.0 To represent, protect and assist members of the legal profession in Tanzania as regards conditions of practice and otherwise

4.1 Implementation of the AGM motion on Advocates' Remuneration, Undercutting and Related matters

During the 2023 Annual General Meeting it was resolved to address advocates' remuneration, undercutting and related matters.

Advocates have been encouraged to charge in accordance with the existing Remuneration Order and to adhere and impose the minimum fee of 20,000 as prescribed for all notaries services and some have been monitoring and reporting malpractice to chapter leaders and the secretariat, especially on the advocates who leave their stamps to third parties mostly at stationaries. Some cases on malpractice are pending decision of the Ethics Committee.

At this juncture the efforts of advocate Aristarko Msariko are lauded and other advocates are encouraged to promote good ethics in remuneration of advocates. It is imperative to note though that other advocates have been defending the practice of undercutting.

The use of secured stamps is expected to address issues of malpractice as it will enable tracing of signed documents. Efforts to consult with different Institutions have been undertaken.

Challenges in adjusting to technology have been noted and are worked on by both the secretariat and service providers to improve the functioning of the secured stamps both technologically and physically.

In the action plan for year 2023, TLS has designed more media programs to raise awareness to the public and members on undercutting and its effect. The programs is expected to roll out from May 2023.

4.2 Collaboration to improve Legal practice

TLS in collaboration with Tanzania International Arbitration Centre (TIAC) and Freedom House met up with the Director of Public Prosecution to discuss among other issues the practice of plea bargaining under the law and guidelines in the country as an effective Alternative Dispute Resolution tool.



The DPP, Mr. Mwakitalu, along with TLS President Prof. Edward Hosea and TIAC Board member, Mr. Mpale Mpoki at the DPP's office in Dodoma.

2022 ANNUAL CONFERENCE, GENERAL MEETING AND ANNUAL GENERAL MEETING ACTIVITIES



Members in the 2022 Annual Conference paying respect to departed members



On the left, Members voting in the 2022 elections at the AICC and on the right is the 2022 elected General Council members for TLS



Arusha Regional Commissioner, Mr. Said Mtanda opening for the advocates and lawyers with disability forum at the 2022 Annual Conference



Wakili Runners with their medallions after finishing the Wakili Marathon during 2022 the AGM in Arusha



4.3 The East African Law Society Pays Courtesy Visit to TLS Regional and International Affairs Committee in Arusha

On September 16, 2022, the leadership of the East African Law Society paid a courtesy visit to the TLS Committee in charge of Public, Regional and International Affairs. Given that Arusha is a major international diplomatic hub, the Governing Council decided that TLS Public, Regional, and International Affairs Committee offices will also be in Arusha.

Among the issue discussed were the then upcoming EALS AGM held in Arusha in November, 2022, Member services, EALS subscription fees, cross-border legal practice, and collaboration between TLS and EALS committees responsible for regional and international affairs.

4.4 The Registration of Wakili SACCOS under BOT regulations

The Wakili SACCOS registered in April, 2022 has seven Board Members chaired by Mr. John Mwang'ombola and his deputy chair Mr. Mackphason Buberwa. Other members are Mr Denis Bwana, Ms. Gloria Kalabamu, Mr. Stephen Mwakibolwa, Mr. Ladislaus Rwekaza, and Mr. Godfrey Mwansoho.

In accordance with the BOT regulations on microfinance organization, all SACCOS need to register as microfinances and can not operate prior to that registration. WAKILI SACCOS is on the process for registration whilst recruiting members to the microfinance.

Any TLS
members can
join Wakili
Saccos

4.5 Letters of Good Standing to Members

During the reporting period, TLS responded to 13 requesting TLS proof of good character to its members. In addition, TLS acknowledged the status of seven (7) members as in good standing following requests from Immigration Services, PCCB, Police, and other institutions which wrote to TLS to ask if TLS is aware of their membership to TLS.

4.6 Media relations/visibility

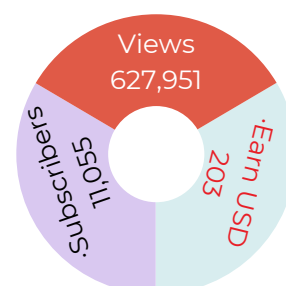
TLS engages with other media and journalists to create mutual beneficial relationship providing visibility for TLS members through media. TLS achieved the following in terms of media relations;

- Successfully coordinated interviews for TLS presidential candidates through ITV- Kipima Joto TV program. Candidates were able to present their agenda and manifest
- Successfully promoted TLS AGM and general election with other media such as radio, television, newspapers and other online media.
- Promoted legal education and legal services by members during law week through TBC, ITV, EAST Africa Radio, on matters such as inheritance, land matters, matrimonial issues, family law, criminal laws

The Wakili TV has been of influence to members, informing and highlighting their activities and responsibilities.

- Waziri Ndumbaro akizindua kitabu kuboresha mazingira ya kazi
<https://www.youtube.com/watch?v=gsOVpaZ4-Xs>
- Kamishna FIU awapa mawakili mbinu za makosa ya utakatishaji wa fedha
<https://www.youtube.com/watch?v=suzp8ncWCo4>
- Kongamano la kujadili namna bora ya kuhuisha mchakato wa Katiba Mpya
<https://www.youtube.com/watch?v=faMPkjLmhag>

WAKILI TV DATA



TLS have four social media accounts including twitter, Facebook, linkedIn and Instagram under name @tanganyikalawsociety. Our socio media handles have attained more than 110,000 followers in total. Facebook has a following of 23,006, twitter at 61,239, Instagram at 10,300 and LinkedIn at 15000.



4.7 Joint Symposium between TLS and the Bar Council of England and Wales

In collaboration with the Bar Council of England and Wales TLS conducted a two day symposium discussing current legal issues in the legal profession including crime and financial regulation, international commercial law, independence of the Judiciary and the Bar, and International Commercial Arbitration and ADR. The symposium was held at the Wakili house in Dar Es Salaam on November 7th and 8th, 2022.



4.8 Rescheduling of payment by Defaulters

A successful graduate of the Law School of Tanzania Postgraduate Diploma in Legal practice is eligible to be sworn into the Bar irrespective of their career choice. Such arrangement meant having members who, though in the Roll of advocates, they do not contribute to the Society.

Following the publication of the defaulters list in our website and the media, we heeded to the advice by members and started negotiating with defaulters on payment modules. There are ongoing negotiations with the Judiciary on payments to be done beginning June in the interest of Judges, magistrates and other officials. Likewise TLS has been advised to bill public institutions for annual payment of fees for individuals in their employ so as to avoid having a huge defaulter list.

4.9 Diversity Conference 2022

TLS was host to the Diversity Conference that provided learning and network opportunities for its members. Held at the Lush Garden hotel in Arusha from October 24th, 2022 through October 30th in 2022, the Diversity Conference brought together over 500 participants from different regions of Tanzania. Themed "Diversity and Inclusion: Digital Revolution and its Impact in Socio Economic Life" the diversity conference hosted a series of seminars where participants opted for the ones most relevant for them to attend.

The Diversity Conference was flanked with side event such as the diversity safari excursion to the Serval as well as the diversity Wakili Marthon as observed below.



TLS President Prof. Edward G. Hoseah and participants after opening the Diversity Conference 2022 in Arusha



Jamii Forum CEO, Mr. Maxence Melo facilitating at the pre Diversity Conference Seminar



A safari excursion during the 2022 Diversity Conference



Wakili runners at the Wakili Marathon during 2022 Diversity Conference

4.10 Sports and Recreation

Sports and recreation Activities are important for members welfare, The Ilala Chapter had a Bonanza at which they discussed on Mental health for lawyers.

Members had lunch and music as well as participating in different sports such as swimming, Chicken Run, balancing the egg and racing at the Sun and Sand Beach Hotel



On September 13, 2022, TLS Tabora Chapter organized a “Wakili Bonanza.” The event brought together members of TLS, state attorneys and magistrates from district and primary courts in Tabora. In the afternoon, participants in the bonanza participated in sporting events such as checkers (draft) game, 100-meter and 300-meter competitive running. In the evening, participants attended a get together party that was held at the Grand Pent Hotel



4.11 Other Chapter Activities

As part of its decade long tradition of giving back to the community the Arusha Chapter visited two orphanage centres and Mount Meru Hospital maternity ward in Arusha on December 10, 2022.

Chapter members engaged in a tree planting mission as part of the Chapter strategy to connect with other actors (local and international) in fighting deforestation and address effect of climate change. A total of 250 trees in were planted at the Ngarenaro River Valley.



5.0 To protect and assist the public in Tanzania in all matters touching, ancillary or incidental to the law

Implementing its role to the public, TLS members have engaged in activities that aimed at educating the public and that directly assisted the public on legal matters, represented individuals in judicial bodies as well as discussing on state matters

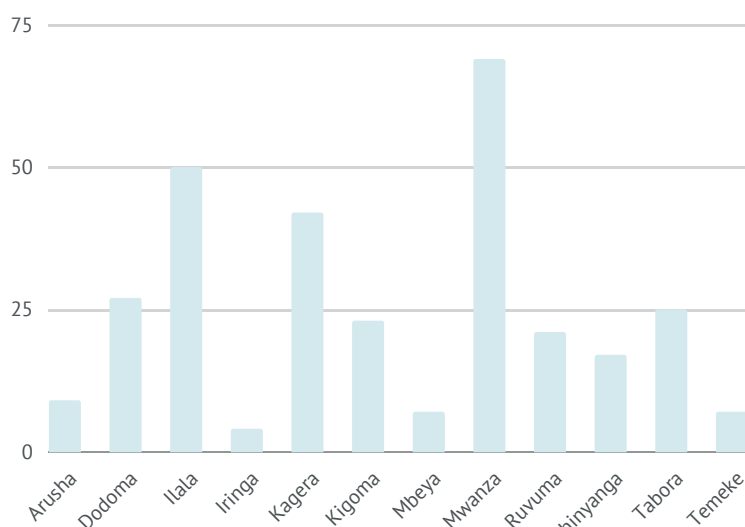
5.1 Legal Aid Service

TLS members were assigned a total of 102 dock briefs by the Judiciary to represent clients in criminal cases.

Furthermore TLS provided legal assistance to 263 beneficiaries. Chapters are instrumental in the provision of legal aid through the legal aid week and events organized as social responsibility giving back to society.

Ilala Chapter organized and held a special legal aid activity at Kisutu Resident Magistrate Court. Whereas the Arusha Chapter participated in the CSO Week and provided legal aid to people at Mbauda area, Kilombero Market, Tengeru Market, USA River Market and Ngarananyuki.

on its part, the Mwanza Chapter visited Butimba Prison to provide legal education to inmates and identifying prisoners who needed legal representation.



A graph showing the number of clients provided with legal aid in different Chapters

5.2 TLS, LHRC and TAWLA Collaborate to Provide Legal Assistance in Arusha

Between September 08th through September 10, 2022, TLS along with the Legal and Human Rights Centre(LHRC) and Tanzania Women Lawyers Association (TAWLA) collaborated to provide legal assistance to the people resident in Arusha.

This particular legal aid activity was organized by Arusha City Council in collaboration with the Ministry of Constitution and Legal Affairs.



5.3 The Launching of Samia Legal Aid Campaign

On February 15, 2023 TLS joined the Ministry of Constitutional and Legal Affairs, Legal Aid providers, development partners and other actors in the justice system to launch the *“Samia Legal Aid Campaign.”* Named after the President of the United Republic of Tanzania HE Samia Suluhu Hassan, the campaign which is coordinated by the Ministry of Constitutional and Legal Affairs aims at improving citizen access to justice through legal aid provision, in particular for victims of gender-based violence. The campaign was launched at Four Point by Sheraton in Dar es Salaam.



The Minister for Constitution and Legal Affairs Dr. Damas Ndumbaro and his Deputy Hon. Pinda with TLS GC members and LSF ED at the launch of the Mama Samia Legal Aid Campaign

Though not coordinated by the Society, TLS played a major role in the idea and design of the campaign in collaboration with the Ministry.

The campaign fulfils the Society plans for having Chapters play a major role in Legal Aid in the country and improve conditions under which legal aid is provided in the country.

5.4 The National Symposium on the State of Democracy, Rule of Law and Public Participation in Tanzania – Thirty (30) Years of Multiparty Democracy

In July, 2022 Tanzania marked thirty years since the reintroduction of the multiparty democracy system in 1992, having transitioned from a 27 years period of single party system. In line with an ongoing debate among political analysts and policy actors on whether democracy in Tanzania has progressed or retrogressed during this thirty years period, TLS organized a symposium that brought together participants from CSOs, political parties, media, academicians, diplomatic corps, business people, students and the general public to reflect on success, challenges and the way forward after 30 years of multiparty democracy in Tanzania.

The symposium was held in Dar es Salaam at the Millennium Tower Kisenga International Conference Center on July 30, 2022 and was attended by 203 in-person participants (115 male, 88 female) with several others following the dialogue online via Wakili TV though live coverage throughout the session. Deputy Minister for Constitutional and Legal Affairs Hon. Geophrey Pinda officiated the symposium.



Panelists and participants during the Symposium on the State of Democracy, Rule of Law and Public Participation in Tanzania organized by TLS in collaboration with Jamii Forum.

Highlight 1

The symposium applied panel discussion approach to discuss symposium trending topics. The topics were;

1. Democracy, Political Pluralism and Political Parties - Success, Challenges and the Way Forward
2. Rule of Law - Success, Challenges and Way Forward
3. Civil Society Sector - Success, Challenges and Way Forward
4. Gender Mainstreaming - Success, Challenges and Way Forward

Highlight 2

Panelists observed that

- with open civil space, Civil Society Organizations can play a vital role over political systems because of their ability to work with grassroots movements.
- political parties in Tanzania have weak financial and human resources against the dominant and well established ruling political party.
- Access to justice is crucial, citing that in the 2020 general election no election cases were filed to the court despite public resources used to train judges and magistrates on handling of election cases and inspite of a lot of complaints and displeasure about the election process and results in 2020.

Highlight 3

The independence of the judiciary

- Tanzanian Judiciary is not financially independent
- There should be competition or/and transparency in the appointment of judges.
- recommended that the appointments of judges must be based on meritocracy

5.5 TLS Hosts a Public Debate on the Rising Incidents of Passion Killings in Tanzania

The rising incidents in passion Killings in Tanzania, particularly killing incidents relating to relationship (love affairs), prompted TLS to host a public debate on July 23, 2022 to educate the public on social and legal effects of such behavior.

The public debate was held at the Wakil House in Dar es Salaam and was attended by 55 participants. The Minister for Community Development, Gender, Women and Special Groups Honourable Dorothea Gwajima was the guest of honour and key speaker in the debate that was moderated by Dina Marious.

Other key speakers included Rev Hananja. Ms. Anna henga of the LHRC, Mr. Saladin Kimangale who is a psychologist, Ms. Tike mwambipile, Ms. Walta Julius Carlos from the TLS gender committee and representative from the Police force.



The minister for Community Development, Gender, Women and Special Groups Hon. Dorothea Gwajima (left picture centre) and other participants during the public debate discussing the rise in incidents of passion killing in Tanzania.

5.6 Capacity Building to Members of the Union of Tanzania Press Clubs on Legislative Reporting, Human Rights, Elections and Civic Space

Over a two-day capacity building session, on 01 and 02 September 2022, TLS trained 26 women reporters at Rafiki Hotel in Dodoma. Participants were all members of the Union of Tanzania Press Clubs from different regions of Tanzania Mainland (each region with one representative).

Post the training, women reporters expressed their appreciation to TLS for organization of the training. They opined that, they have learned so much on legislative reporting and coverage of issues of civic space, human rights and reporting of election issues pre, during and after elections.

TLS and the Union of Tanzania Press Clubs were called upon to strengthen collaboration as the two organizations share interest in many issues relating to protecting public interest.

The training was aimed at;

- ➡ *Contributing in upgrading the quality on women journalists reporting over human rights, elections and civic space issues*
- ➡ *Increasing understanding of the political and electoral system among women journalists*
- ➡ *Strengthening their capacity to analyze and report on Parliament legislative function*

5.7 TLS Celebrate the International Peace Day

The organization called the Heavenly Culture, World Peace, Restoration of Light (HWPL) hosted TLS, religious leaders and non-profit organizations in Tanzania to celebrate the International Peace Day. The celebrations' purpose was to promote peace and seeking practical solutions to resolve wars in the world. During the celebrations, HWPL officially launched their offices in Tanzania.

5.8 Citizen Legal Awareness Campaign through Media

An engaged citizenry being regarded a sign of a healthy democracy, TLS dedicated tremendous resources to raise public awareness and understanding on legal matters and processes. Citizen participation in democratic process increases the likelihood that the voices of ordinary citizens will be heard in policy cycles and give legitimacy on democratic institutions.

To effect this, TLS conducted 16 media campaign at Chapter level over restrictive laws, democratic governance and citizen political participation in the political process. These Chapters were; Dar es Salaam, Tabora, Iringa, Mtwara, Ruvuma, Mbeya, Dodoma, Arusha, Kilimanjaro, Mwanza, Kigoma, Mara, Morogoro, Tanga, Shinyanga and Kagera.

The media house that worked with TLS in the public awareness programme include Highlands FM Radio in Mbeya, Kisibante FM Radio in Kagera, Radio Mbiu in Kagera, Dodoma FM Radio in Dodoma, Maisha FM Radio in Dodoma, The Voice of Tabora in Tabora, CG FM Radio in Tabora, and Radio Kwezera in Mwanza. The Kasibante FM Radio programmes reached 216,835 audience in four Region that is Kagera, Geita, Mwanza (Sengerema and Buchosa island) and some part of Kigoma. The audience that was reached through the CG FM Media Kit is estimated to be 600,000. The Voice of Tabora FM reached 700,000 listener in Tabora and neighboring regions such as Shinyanga and Katavi. The media awareness session through Dodoma FM Radio 98.4 reached 350,000 listeners, while Maisha FM Radio 100.1 reached 70,00 and Highlands FM Radio in Mbeya reached 416, 000 people.

5.9 TLS Participate in Sabasaba Exhibition

Form June 28, 2022 through July 10, 2022, TLS joined other stakeholders the justice sector to participate in the 46th Tanzania International Trade Fair (popular as Sabasaba) organized by Tanzania Trade Development Authority (TANTRADE).

Products that TLS exhibited during the 2022 Sabasaba exhibition include provision of legal aid, legal education, publications and law reports.



6.0 Resource Mobilization and Investment

As a social enterprise TLS raises fund and invest for the purpose of providing services and sustainability of the society. Activities for both member services and public service, as well as engagement with the Judiciary, government institutions and the Parliament require funding to operate. Funds are raised through member contribution and through collaboration with development partners.

6.1 Funds from the Judiciary

Under the law TLS is entitled to all fees collected for the admission ceremony that is not used for the ceremonial activities. These funds have for a long time remained unremitted. Following a series of discussions with the Judiciary we have reached an accord that from now onwards all funds shall be remitted to TLS. the Judiciary has agreed to remit collected funds from the admission ceremony and deposit in a special account to be set up by the Treasury under the name of TLS. These funds will be deposited in the said account soon after admission ceremony.

6.2 Collaboration with development partners.

TLS is collaborating with development partners to provide services through its 21 chapters throughout the country and more efforts have been done to ensure increased collaboration with partners such as THDRC, LSF, Freedom House, LHRC, Foreign Commonwealth and Development Office of the UK, KPMG, Canadian Bar Association, PACT Tanzania, Bar Council of England and Wales, TAWLA and Jamii Forums.

TLS has also partnered with law firms as well as public and private companies in carrying out TLS activities among which are UTT Amis, Vodacom, Stallion Attorneys, MDM Law Group, Mabibo Beer, Wines and Spirits Ltd., Veritable Group Ltd, Kairuki Hospital and Law Hill & Co. Advocates.

6.3 Investments

TLS has been in negotiation with the Dodoma City for compensation of land that was acquired by the government for the Standard Gorge Railway project. Further to that the Mbeya chapter is negotiating on land allocation for TLS as observed earlier, other chapters are likewise encouraged to acquire land in their respective locale for and on behalf of the Society.

The Wakili House contractor has been called for discussions over contract implementation as well as settlement over retained balance. The GC has met DATF Trustees and discussed over payment of the loan for Wakili House structure that will not overburden the Society strained resources.



CONTACT US

Our mission is to champion for the rule of law, democracy, human rights and justice for all while creating a conducive environment for a sustainable legal fraternity.



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